

**Milton Town Council Meeting
Milton Library, 121 Union Street
Upstairs Conference Room
Monday, March 1, 2010 7:00 p.m.**

1. **PUBLIC PARTICIPATION portion was called to order by Mayor Post at 7:00 pm**
 - a. Lynn Eckland, 406 Union Street: I'm here to discuss Old Business c. the Town Council vote on the Economic Development Committees recommendation to provide support to the Main Street Program, as presented at the February 1, 2010 Town Council Meeting. As I said Saturday, I think that Main Street itself is great. I question whether we can afford to spend \$20,000 a year for three years to pay a part-time Director for a program that benefits only those businesses that are in the Historic Business District. You're saying no; let me just finish and I have one question. Given that it is my understanding that the Main Street Program benefits businesses within the Historic Business District of a town, at least according to their brochure and only those businesses; I am asking that Joanie Martin-Brown and Mayor Post, recuse themselves from voting on this, because of the businesses that they own in the Historic District. Thank you.
C Martin-Brown: Mr. Mayor, may I respond to that? Just to give clarity. This study that was paid for by the State and engaged four of our citizens for six months; which I was not party to; their mandate was to come up with a recommendation. And they included in their surveys and in their outreach to be part of Main Street; all of the shops and stores where the Food Lion Plaza and where Ace Hardware is; all of them were involved and all of them would be part of the Main Street Program as stakeholders. So we need to be clear. I don't care how you come down on it; I do care how you come down on it; but you need to know that they were all party to being invited to be part of the Main Street Stakeholder from the business community; just to get clarity. Secondly, I'm Chair of the Economic Development Committee and that mission is to get more businesses in town and so whether or not my husband has a bookstore in town doesn't violate the mission of the Economic Development Committee and I refuse to recuse myself on any vote.
Lynn Eckland: Well I stand corrected on my first statement, then, that is not something that came across to me from the presentation in February; nor is it something that comes across when you look at the brochure that was handed out at the February meeting. So, if in fact you're saying that the Main Street Program that is being proposed for Milton, Delaware is an Economic Development Program to benefit every business within the municipal town limits of Milton, then I stand corrected.
C Martin-Brown: Thank you for that; thank you very much, Lynn.
Mayor Post: And with consulting with our new attorney; neither one would have to abstain from this. Let it go on record that C Prettyman is present now.

- b. Joanne Mattioni, 309 Union Street: Denise and I are owners of Bark Avenue. I want to address the Main Street USA. It is a wonderful program. I have looked on line; I have gone over the brochures. I know that it has benefited many, many towns across the country in the long run. In fact what they promised is so wonderful, I have a tendency to jump on the bandwagon. But, at this point, I can't. Is it the right thing, at the right time for us? I don't think it is. Regardless of the fact that most of the merchants were not included in the decision as to whether or not this was a viable project for us and I speak for ourselves because we called to make an appointment; never got a call back to be interviewed. Besides that I feel that the size of our town, and I'm not talking about geographical size; I'm talking about the size of the merchant base that we have; really does not support a Main Street. In addition to the \$20,000 per year for our part-time administrator, we're going to have costs in finding a place, which is an office; personnel, even if we get volunteers; you're going to have expenses for heat, air conditioning, phones, any kind of office machines you need, and I feel that in doing research on line I didn't find any other town of our size that had utilized the Main Street Program because the merchants really need to support the Program. Rehoboth Beach has hundreds of merchants, to them it's a drop in the bucket; they work diligently with their Main Street merchants and their Chamber of Commerce to accomplish what they have done. But we are in no way comparable to Rehoboth; we're small; we don't have enough merchants in town to support it. If and when our town becomes viable and we get lots of merchants in town that are willing to support this program; I suggest that it be revisited in the future; but right now I don't think it's the right thing for us. We have an Economic Development Committee; we have a Chamber of Commerce and I believe that with the merchants in town working with these two entities, we can accomplish a Main Street-like Program where we can negotiate with landlords, merchants, the town, perhaps to give incentives in the way of tax abatements. The Chamber of Commerce may give an incentive, maybe for the first year with free membership; and try to entice businesses to come into town; but this needs to be done before we can even consider anything like Main Street. I believe that the merchants working with these entities, the Economic Development and the Chamber can accomplish a lot of what Main Street is promising without having to put out the monies. I believe that we should not consider it at this time and that it should be revisited when we are financially able to support it. Thank you.
- C Martin-Brown: Mr. Mayor, Joanne where was the decision or how did you hear that the \$20,000 was for a part-time salary.
- Joanne Mattioni: Oh, right here.
- C Martin-Brown: Because I had been told that the part-time salary could be part volunteer and some of that \$20,000.
- Joanne Mattioni: No, the \$20,000 needs to be put up front.
- C Martin-Brown: Yes, yes.
- Joanne Mattioni: You can get volunteers to work over and above that; but it's going to cost the town minimum \$20,000.

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C Martin-Brown: What I was told and I'm happy to have this flagged so I'm not complaining; but what I was told was some of that \$20,000 could be used for rent and other costs for support.

Joanne Mattioni: That's strictly for the part-time administrator. That has nothing to do with rent or any other services.

C Martin-Brown: So it's not an inclusive budget.

Joanne Mattioni: No.

C Martin-Brown: Okay, thank you; I wanted to get clarity on that issue.

Joanne Mattioni: You're welcome.

Mayor Post: We will now close the public participation portion of this meeting at 7:11 pm.

2. Call to Order of Milton Town Council Meeting called by Mayor Post at 7:11 p.m.
3. A Moment of Silence was led by Vice Mayor Betts.
4. The Pledge of Allegiance to the Flag was said by all in attendance.

5. Mayor Post: Before we go into the Roll Call I would just like to introduce our new Town Solicitor, Seth Thompson.

Seth Thompson: I come from Hudson, Jones, Jaywork & Fisher. I typically practice at our Georgetown, DE office; we also have offices in Dover, Milford and Rehoboth. I handle some of our Sussex County municipal law cases and clients and I do civil litigation, in addition to municipal law. Thank you, it's good to be at a meeting where there's a lot of participation. Not every community has this much involvement; so I'm looking forward to helping the town. I think at this time the firm represents about 12 to 15 of the municipalities so I think we're well equipped to help you all and hopefully we can look forward to a better and brighter Milton. Thank you.

Mayor Post: The Roll Call was called by Mayor Post

C Martin-Brown	Present
C Duby	Present
C Hudson	Present
C Prettyman	Present (arrived at 7:04 p.m.)
C Abraham	Present
Vice Mayor Betts	Present
Mayor Post	Present

6. Additions or Corrections and Approval of the Agenda

Mayor Post: Any additions or corrections to the agenda? If not, can we have approval of the agenda?

C Prettyman: So moved.

Mayor Post: We have a motion and a second, any discussion? All in favor say aye. Opposed. Motion carried.

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7. Presentation and Approval of Minutes for February 1, 2010.
C Prettyman: I make a motion that we accept them as presented.
C Doby: Second.
Mayor Post: We have a motion and a second, any questions regarding the minutes?
All in favor say aye. Opposed. Motion carried.
8. Approval of Written Committee Reports
C Prettyman: I make a motion to accept the written committee reports that have been presented.
Vice Mayor Betts: Second
Mayor Post: We have a motion and a second, any questions regarding the committee reports? All in favor say "aye". Opposed. Motion carried.
9. Town Manager's Report
Mayor Post is reporting in George Dickerson's absence: He could not be here this evening, but there were several things: the annual state of the town report was sent out as required by the Charter. He has several bullets here under the snowstorm; the public works department employees have provided outstanding services to the community in keeping our streets opened during record snowfall. The dedication to sustain clear streets required tremendous amount of overtime; but not to mention individual fortitude of each person. Considering the light equipment that the town owns for snow removal, it was quite remarkable to have cleared and maintained passable streets. He wanted to thank all of his staff for showing up for work and dealing with the snow removal and I think we all should be very honored with the way that Allen and his team dealt with cleaning these streets. [applause] The Mayor said that he had heard from many individuals that Milton was one of the best streets that were cleaned in Sussex County, so you should be very honored in that. I know you guys worked around the clock and I think some of the guys worked 40 hours, just straight. They were working around the clock to do this.
Vice Mayor Betts: I would like to also, I understand the Fire Company was a big help to the Town of Milton with the Maintenance Department, by serving them food, coffee, all the way around the clock, and I would think we should give them a hand also. [applause]
Mayor Post: Also the Department of Corrections also helped us to clean the Main Street sidewalks and I think we should also recognize them, as well. It was also a bunch of teamwork there. The last thing in the Town Manager's report is for the reminder of the Milton Municipal Election is Saturday, March 6, 2010. The polls open from 8 am to 6 pm at Town Hall.
10. Written Reports
 - a. Maintenance
C Prettyman: I make a motion that we accept the maintenance report dated February 2010 as presented.
Vice Mayor Betts: Second

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Mayor Post: We have a motion and a second to the maintenance report. Are there any questions? All in favor say aye; opposed, motion carried.

b. Project Coordinator/Code Enforcement

C Prettyman: I make a motion that we accept the Project Coordinator/Code Enforcement report dated February 2010 as presented.

C Abraham: Second

Mayor Post: We have a motion and a second to the Project Coordinator/Code Enforcement report. Are there any questions? All in favor say aye; opposed, motion carried.

c. Police Report:

C Prettyman: I make a motion that we accept the Milton Police Department report dated January 21, 2010 through February 20, 2010, as presented.

Vice Mayor Betts: Second

Mayor Post: We have a motion and a second to the Milton Police Department report. Are there any questions?

Vice Mayor Betts: I do. I just received a packet and haven't had time but I'm concerned over the Streets Municipal Aid. Should we have Street Aid?

Mayor Post: We just received this multi-page document tonight and haven't had any time. It really needs to go to the Finance Director to be quite fair to this situation.

Vice Mayor Betts: I didn't have time to go over it.

Mayor Post: We just had it sitting here when we walked in.

Vice Mayor Betts: I did see that and I am on the Streets & Sidewalks Committee and I was interested.

C Prettyman: Can we table that for the next meeting?

Mayor Post: Yes.

C Prettyman: I make a motion that we table this.

Vice Mayor Betts: It was just that I had some concerns.

C Duby: This is the packet that we got tonight?

Mayor Post: Yes and I want to review the whole thing before; I just got it handed to me when I got here tonight.

C Duby: So what we're approving in the Police Report is...

Mayor Post: It's their formal regular report.

C Abraham: Can I just chime in a little bit though. But if it is discrepancies, how can you vote on the audit? Do you see what I'm saying? If it lists under discrepancies; how can we vote for a clean audit?

Mayor Post: Because we don't know; this should have come before tonight. I was considering the audit is being voted on tonight.

Vice Mayor Betts: I had some questions I thought for the Street and Municipal Aid.

Mayor Post: We certainly can't question things that we don't have any answers to; we can't do that. You're welcome to extend the audit, too and the audit is the audit; but how many months did we have to get this information to the Town Solicitor and if there were any discrepancies; I certainly wouldn't

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think to wait until tonight for the night of the audit to be passed; that we would be handed a packet with 20 different pages that reflects some inaccuracies and I quite question the process; but that's okay. But the bottom line, what we need to do is that you are certainly welcome to put the audit off for 30 days.

Vice Mayor Betts: I don't even know when this was dated.

Mayor Post: Well the bottom line is I know when this was handed to me, which was 20 minutes ago.

C Prettyman: Mr. Mayor, I would like to make a motion that the Town Treasurer's Audit be tabled also until next month so that we can...

Mayor Post: Well wait until we get to the audit, don't just make the motion on them one at a time.

C Prettyman: Aren't you there?

Mayor Post: No, we need the motion; and really there's no motion you really need to do, because the Finance Report is the Finance Report; this is something extra from the Police Department; which once we get down to the audit, we can just table the audit; that's all you need to do; and that's no problem.

C Prettyman: Then the Finance Review and Report I make a motion that we accept...

C Duby: I made a motion that we accept the Police Report and we haven't vote on it yet.

C Prettyman: Yes, we did. At this end of the table we did.

Mayor Post: I thought we went through the whole process; we did vote on it.

Vice Mayor Betts: Yes, we did.

C Duby: On the Police Report?

Mayor Post: All right, thank you C Duby. All those in favor say aye; opposed, motion carried.

d. Finance Expenditure/Revenue Report

C Prettyman: I make a motion that we accept of the Finance Expenditure/Revenue Report dated February 23, 2010.

C Duby: Second.

Mayor Post: We have a motion and a second. Any questions? All in favor say aye; opposed, motion carried.

12. Old Business

a. Review and vote on the acceptance of the revised water ordinance Chapter 15.

C Abraham: Mr. Mayor, I'm not sure if this requires a public hearing, so basically this is just a review and to okay it, to be scheduled for a public hearing.

Mayor Post: Correct.

Vice Mayor Betts: I second that.

Mayor Post: To move it forward into a public hearing?

Vice Mayor Betts: Exactly.

Mayor Post: So we have a motion and a second for moving the water ordinance into a public hearing, which starts with Section 15-1 and we need to get that placed on the web-site, as well. So we have a motion and a second; any discussion? All in favor say aye; opposed; motion carried.

b. Possible acceptance of the Mayor and Town Council FY 2008/2009 Town Audit

C Hudson: I make a motion that the 2008/2009 Town Audit be postponed because of information that we have recently received from Chief Phillips.

Vice Mayor Betts: I second that.

Mayor Post: So you would like it tabled until next month. We have a motion and a second; any discussion?

C Duby: Yes, I have a question. I would like to hear from Chief Phillips about the connection between what he submitted to us tonight and the Town Audit; because this document looks to me like it has to do with the budget; not the audit; so I would like to hear from him if, in fact, this is an issue related to the audit; not as a way of deciding whether to vote; because I agree this should be tabled for some other reasons; but I would like to know before we vote next month; what the connection is.

C Prettyman: I think it's already been requested to table it and I think the Council should have the opportunity to review it before any questions go to the Chief.

C Duby: I'm not asking him any questions about the document, I haven't reviewed it either. All I'm asking is prior to my review of it, I would like to hear from him, what the connection is; because I look at this and I see it looks to me on the surface; and I have not reviewed it; as if it has to do with budget issues as opposed to the Financial Audit; and if it has to do with the Audit; I would like to review it in that context before we take a vote next month on the Audit; that's all I'm asking. I'm not anticipating asking him any questions about because I haven't read it yet.

Chief Phillips: I'm not sure if it really has a lot to do with the Audit or not, to be honest with you. It does have to do with the budget. We've been trying to get answers from the Finance lady about late fees on some of our bills and also while I was on administrative leave; there were a couple of grants that we almost had to pay back because between the person in charge, the officer in charge when I was gone; and the finance lady, there were some reports they did not finish and we almost had to pay the grant money back. And there are just some other issues in there dealing with line items that were billed to the Police Department that didn't belong to the Police Department and we didn't know who they belonged to and we sent emails to Ms. Jennifer Cornell requesting invoices to keep our checkbook in balance, and we never got any response back at all. The book just did that paper got done today or it would have been sooner; but the bottom line is I just had a bunch of questions and I didn't know what to do with; she didn't answer our questions back; she's not here tonight either.

Mayor Post: Also then, Chief, I would just like to publicly tell you that every time you are contacting the Finance Director, then please cc me too; because I would like to see that correspondence.

C Hudson: I can understand why, to me, why this paperwork was turned in, possibly as late as it was; we have to remember that the Chief and the Lieutenant were both out on administrative leave for six months; with Sgt. Hudson as commanding officer during that time. Also we went through the process of getting a new secretary for the Chief; trading out one for another, so there was a good reason for the delay.

Mayor Post: There was no absence of ever a secretary at the Police Department and as well, the Chief and the Lieutenant have returned for months now. I don't think we need to go into this, because I would like to have more in-depth answers and I don't think really the need is to go into it right now; because I'm questioning the whole thing and you're right, C Duby; I question what it has to do with the Audit.

C Duby: I think that...

Chief Phillips: Mayor, the only question I have is that one form that came from the State of Delaware dealing with the ___ Pension; dealing with the Salle Grants and also dealing with the Street Aid. On my part of it, everything checked out.

Mayor Post: I can not sit here; have something handed to me 20 minutes prior...

Chief Phillips: We could lose grant money for not paying your bills on time; and we're getting late fees. If you read that, it says in there that we did not pay our bills on time, Sir.

Mayor Post: Yes, well my understanding is...

C Duby: Mr. Mayor, could I suggest that this item, the report form document that Chief Phillips submitted to us tonight; which is not on our agenda; and shouldn't be discussed tonight until we have had a chance to review it; may I suggest that we put that on our agenda for the April meeting and go back to the motion that is on the table about tabling the Audit discussion; which apparently has nothing to do with the Chief's document; and vote on whether we are going to table the vote on the Audit and then ask that for next month's Council meeting, the document that the Chief presented tonight be put on the agenda?

C Hudson: I'm not certain, has the Chief said whether it has something to do with the Audit or not? I would like to review his documents.

Vice Mayor Betts: We don't know.

Mayor Post: Absolutely.

C Duby: Well, if you do what I just suggested, you have plenty of time to do it; they'll both be on the agenda for next month.

C Prettyman: We've already tabled it and you were the one C Duby...

Chief Phillips: Those on my line items were being paid for other department issues that aren't on my books; that I had to spend the money on. That's part of why I brought this up.

Mayor Post: We have not voted on the tabling; we have a motion and a second on the floor and it went into discussion. I certainly want the time to review the document; I also want to also get other documentation from the town administration office before I have any questions on this issue. The bottom line is I think, let's go ahead; it doesn't matter if the Audit is tabled for the 30 days and we have time to review this issue; we will also, at the same time, have a response on each of those items from the Town Hall and the Finance Director. So we absolutely will have responses and then I would expect, because I know the Finance Director does a very good trail of tracking her emails and she'll have backup documentation of all correspondence.

Chief Phillips: All emails are right on the server.

Mayor Post: I'm just saying that we will have the correspondence; but we don't have the reply emails; so the total emails; so the bottom line is we certainly will get some answers on this. So I see no problem with doing the Audit next month and at the same time we'll be reviewing both of the issues from Town Hall and from the Police Department regarding this matter.

Chief Phillips: Thank you.

Mayor Post: We have a motion and we have a second.

C Martin-Brown: Mr. Mayor, I think we need two motions. One is to table the Police Financial Report for 30 days.

C Duby: It's not on the agenda, so you don't need to table it.

Mayor Post: It's not on the agenda; it's just there; it's floating out there. It's not on the agenda. It's just there; it was handed to us 20 minutes ago.

C Martin-Brown: It's just the Audit, right? So it's tabling the Audit for 30 days.

Mayor Post: That's all we need; we have the motion and the second. Now I think we've discussed enough. Let's vote on it. Okay? All in favor say aye; opposed; motion carried.

13. New Business

- a. Town Council vote on Economic Development Committee recommendations to provide support to the Main Street Program as presented at the February 1, 2010 Town Council Meeting

C Duby: Mr. Mayor, I attended the Candidates Forum on Saturday; in addition I have had a number of discussions with people in town about the Main Street Program and we had two comments about it tonight. I think it's very clear; it is certainly very clear to me; that there is not a lot of understanding of all of the issues related to this; and I think that we need to spend some more time on this, as a Council. I don't think we're ready to vote on it and I would like to table this vote until the April Council Meeting and in the meantime, I would like us to schedule a workshop on the Main Street Program for the Council.

C Prettyman: Second.

Mayor Post: We have a motion and a second; any discussion, further discussion? I think we can move forward setting up a Workshop for this month. And at that Workshop I would like to have the Committee, the Economic Development Committee, as well, present; not only that but the

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Task Force that worked extensively on this project and did an excellent job with it.

C Duby: And another suggestion that I would like to make; and I'm not sure exactly how this might come about; but there was a lot of discussion about; and I think a legitimate discussion and comments from candidates about the issue of the \$20,000 and how that fits into our budget picture; and so at the Workshop, in addition to having the Committee there; the folks in town who have expertise about the Main Street Program; I would also like to hear from the Town Manager; some information on where we are in terms of the budget and how this would fit; if we have any way of plugging this \$20,000 in for next year's budget; so that we have some idea before we go way down the road to a budget hearing; I would like to have a little more context, budget context for the budget commitment we would be making if we approved this.

C Prettyman: And also I would like to know the person that they are looking at or if they have looked at someone for that position; to see their qualifications and everything.

C Martin-Brown: I can respond to that Mr. Prettyman; to my knowledge there's absolutely nobody. I have heard that somebody sent a resume to Town Hall; I've never received anything as Chair of the Economic Development Committee; this is not a Trojan Horse for somebody to get a job; I also think that when we have the Workshop we need to have available what the State is willing to invest downstream. They've already invested quite a bit of money in this process for us; so we need to know more about that; and maybe we can look more closely at the requirement of public/private partnership; because the question is if a town's not willing to invest in business, then who is? So I support deferring this to a Workshop.

C Prettyman: Also with the Workshop, I feel then that there should be a job description of this person that they are going to hire into that position so that we will know exactly what his or her duties are.

Mayor Post: Well, I think also what we need to remember is that this is not an employee of the Town of Milton; I just want that clarified, but the Executive Director's job description is already drawn up through Main Street, as well. They have those types of things. It is certainly fine that we could put some stipulations to the ____.

C Prettyman: I'm aware of Main Street and of the work that they've done; I've been dealing with Main Street for the last couple of years on various Workshops and Conferences that they've had; but for the Town of Milton I'm talking about, we are looking at hiring an Executive Director and I feel that this Council should have some idea of his or her duties and what is expected of that person.

Mayor Post: Well Stephanie does have a copy of the Milford Main Street Executive Director's job description, so she can even share something like that to give you an idea.

C Prettyman: Okay, I'm aware of the ideas; I've seen them from others and I don't want to see Milford or something; I want to see our policy or procedure for our Executive Director; what we expect them to do along with what the

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Main Street and everything is doing; because I've very, very familiar with Main Street and I just want to make sure that this Council, when we vote, we have knowledge and we know the duties of this person.

C Hudson: I think that there should be public participation, as well.

C Martin-Brown: Mr. Prettyman, my understanding is, and I may be wrong again, because the salary issue came up; but the Main Street entity is a not-for-profit organization; and the entity does not belong to the town; it would be money that would help to support that entity; like a grant; but that it would not be a town employee; it would be a 501(c)(3) organization that then would have a Board and that Board would recruit and interview for an Executive Director. Part of its budget would be contributed by the town to the amount evidently that's been fixed as a State requirement; but it is not unilateral support. That money has to be matched and go to a 501(c)(3) so people can donate to it and have a tax deduction.

C Prettyman: I'm aware of all that; but all I am asking is just job description.

Mayor Post: Can I intervene; do we want to have the Workshop tonight?

C DUBY: No.

Mayor Post: These are things that we should be discussing in the Workshop; so why don't we just go ahead and move to get this scheduled as a Workshop and we can discuss away that night and we can spend as many hours as we would like to on this discussion. I think at the same time I think it's very important to have the people that did all the work to be participants. There were four or five people that did an extensive amount of work on this and I think even if we could have; I don't even know if we need the woman from Main Street back here for this; but I absolutely think we need the Economic Development Office; the Council and the Committee that did this.

C Hudson: And the public participation.

Mayor Post: Oh, there's the lady there. So if you want to be there.

Lorraine Dionne: I was here at the February meeting and I'm the consultant that the Delaware Economic Development Office paid to come down here for 13 weeks to lead your four volunteers through the time.

Mayor Post: Lorraine, before we go on in depth in this subject; because I know where you're coming from; can you attend a Workshop?

Lorraine Dionne: If I want to do it on my own, I would do it as a volunteer; then I would because I believe in the program; but the State will not pay me to come back down here to do this for you.

Mayor Post: If you believe in it then we will contact you instead of going into great details because obviously you are very pro Main Street; so I think that what we need to do here at this point is move towards the Workshop; that's what we've decided upon and I think that would be the best route to go.

Lorraine Dionne: Whatever you guys say, it's your town, I'm just saying as far as my time; I'd be coming as a volunteer just an interested person to assist with that, that's all.

Mayor Post: Well and I'll leave that for your decision if that's what and we'll certainly extend an invite to you. Okay. Thank you. Is there any more discussion? We have a motion and a second on the Workshop.

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C Duby: No, to table the vote, isn't it?

Mayor Post: What's that?

C Duby: To table the vote and schedule the Workshop. We have an agenda item for a vote on Main Street tonight and I'm moving that we table that and that we also schedule a Workshop.

C Martin-Brown: Second.

Mayor Post: We have a motion and a second; we've discussed it; all in favor say aye; opposed; motion carried.

- b. Retro Approval for Private Wells at 312 Federal Street for the purpose of Geo Thermal Heat System – Wells were installed on an emergency basis

Mayor Post: These were people that came to us on an emergency need when their heat went out and there couldn't be any repair to the system. So we would need a motion for approval of their Geo Thermal Heat System.

C Martin-Brown: Mr. Mayor, I so move.

Vice Mayor Betts: I second it.

Mayor Post: We have a motion and a second; is there any discussion; all in favor say aye; opposed; motion carried.

- c. Approval for Private Wells at 313 Coulter Street for the purpose of Geo Thermal Heat System

C Prettyman: I make a motion that we accept this.

Vice Mayor Betts: I second that motion

Mayor Post: We have a motion and a second; is there any discussion? All in favor say aye; opposed; motion carried.

14. Executive Session

Mayor Post: I need a motion to go into Executive Session briefly

Vice Mayor Betts: I make a motion to go into Executive Session at 7:43 p.m.

C Prettyman: Second.

Mayor Post: We have a motion and a second. All in favor say aye; opposed; motion carried.

C Duby: I make a motion to come out of Executive Session and back into open session.

C Prettyman: Second.

Mayor Post: We have a motion and a second to come out of Executive Session at 8:08 p.m. Is there any discussion? All in favor say aye; opposed; motion carried.

C Martin-Brown: Mr. Mayor, I move that we make a hearing available to respond to respond to this particular topic.

Vice Mayor Betts: Second the motion.

C Prettyman: We should give the name.

Mayor Post: We were waiting for the exact name. Could we amend that to say make a motion to provide a public hearing for the appeal for October the 9th, 2009?

C Martin-Brown: Yes, Mr. Mayor, thank you.

Mayor Post: Did you amend it?

*The Council minutes provided are a summation of the meeting to be used for informational purposes only. An official copy of the meeting can be obtained through Town Hall located at 115 Federal Street by filling out a FOIA Request and paying any cost associated with the request.

C Martin-Brown: Yes, so amended.

Mayor Post: We have a motion and a second. Is there any discussion? Roll call vote:

C Martin-Brown	Yes
C Duby	Yes
C Hudson	Yes
C Prettyman	Yes
C Abraham	Yes
Vice Mayor Betts	Yes
Mayor Post	Yes

Motion carried.

15. Adjournment

Mayor Post: Can we have a motion to adjourn?

C Duby: So moved.

Unknown: Second.

Mayor Post: All in favor say “aye”. Opposed. Motion carried. Adjourned at 8:10 p.m.